

09-16-02

Docket No: AHP98249

Patent

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9/18/02IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **Frans Gerrit DAVELAAR**
Serial No.: **10/054,288** Group Art No.: **1632**
Filed: **November 13, 2001** Examiner: **unknown**
For: **METHODS AND VACCINES FOR PROVIDING IN OVO**
PROTECTION AGAINST TURKEY RHINOTRACHEITIS
Confirmation No.: **1653**
Customer Number: **25291**

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SEP 17 2002

Commissioner for Patents
Washington, DC 20231

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INFORMATION DISCLOSURE STATEMENT1. Preliminary Statements

In accordance with 37 CFR 1.97 and 1.98, Applicants submit herewith patents, publications, or other information of which they are aware, which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 CFR 1.56. This Information Disclosure Statement is not to be construed as a representation that: (i) a search has been made; (ii) the information is material to the examination of this application; (iii) additional information material to the examination of this application does not exist; (iv) the information, protocols, results and the like reported by third parties are accurate or enabling; or (v) the information constitutes prior art to the subject invention.

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I hereby certify that this paper and the documents referred to as enclosed therein are being deposited with the United States Postal Service on the date written below in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number EV100596299US addressed to the Commissioner for Patents, Washington, DC 20231.

9.13.02
Date

Terry Mancuso
Terry Mancuso

2. Identification of Time of Filing

This Information Disclosure Statement

- a. is filed within three months of the filing date of the application.
- b. is filed before the mailing date of a first Office Action on the merits.
- c. is filed before the mailing date of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.
- d. is filed after the period specified in 2(a), 2(b) or 2(c) above, but before the mailing date of a final action under 37 CFR 1.311. This statement includes a certification under 37 CFR 1.97(e) or the fee set forth in 37 CFR 1.17(p).
- e. is filed after the mailing date of a final action or Notice of Allowance but before payment of the issue fee. This statement includes (i) a certification under 37 CFR 1.97(e), and (ii) the fee set forth in 37 CFR 1.17(p).

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- b. that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the statement.
- c. The undersigned attorney certifies that each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign application patent office in a counterpart foreign application and was not received by any individual designated in 37 CFR 1.56(c) more than thirty (30) days prior to the filing of the statement.

Newly Cited Information

A legible copy of the patents, publications or other information cited on the attached form PTO 1449 is enclosed, except that no copy of a pending U.S. application is enclosed.

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No copy of the patents, publications or other information cited on the attached form PTO-1449 is enclosed because it has been previously cited by or submitted to the Office in a prior application which is relied upon for an earlier filing date under 35 USC 120.

Prior application is Serial Number , filed on for .

Concise Explanation
Documents cited above which are not in the English Language
a. have been explained in the specification.
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Form PTO-1449 is enclosed in duplicate.

Fees
 Fee for filing under 37 CFR 1.97(c) or (d) Fee: \$180.00

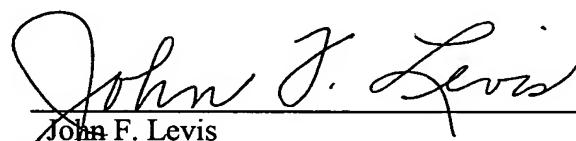
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A duplicate of this statement is enclosed.

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Substitute for form 1449/PTO

Complete if Known

Application Number	10/054,288
Filing Date	November 13, 2001
First Named Inventor	Davelaar, Frans Gerritt
Group Art Unit	1632
Examiner Name	

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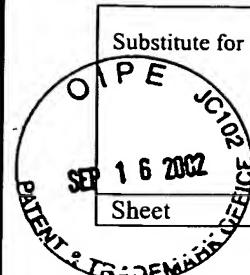
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Attorney Docket Number

AHP-98249

INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

(use as many sheets as necessary)

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T
		Office	Number	Kind Code (If Known)				
	1.	PCT	WO99/53950			10-28-1999		<input type="checkbox"/>

OTHER PRIOR ART — NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T
	2.	Advances in Veterinary Medicine, Vol. 41, pages 495-515, 1999, "In Ovo Vaccination Technology," U.S., Academic Press, RICKS, C.A. et al.	<input type="checkbox"/>
	3.	Rev. Sci. Tech. Off. Int. Epiz, 19 (2), pages 602-613, 2000, "Avian rhinotracheitis," COOK, J.K.A.	<input type="checkbox"/>

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Date Considered

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